



## NOTICE OF RULE MAKING – Proposed Rules #10-15

The Washington State Liquor Control Board would like your input on the attached proposed rule on **WAC 314-13-030 What method of payment can a retailer use to purchase spirituous liquor from the board?**

This notice contains a summary of changes being proposed as well as the actual text of the proposed rule. You can provide input by submitting written comments or by participating in the public hearing (see below).

This rule making is filed with the Office of the Code Reviser in the Washington State Register number # 10-11-047.

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### Why is rulemaking necessary?

RCW 66.16.041 allows the liquor control board to accept debit and credit cards for purchases in state liquor stores. The rule is being revised to reflect this allowance.

This notice can be found at <http://www.liq.wa.gov/laws.asp> under Proposed Rules. The text of the proposed rule, WAC 314-13-030 is attached.

The Liquor Control Board encourages you to give input on the revisions to WAC 314-13-030. The Board will hold at least one public hearing before the rule is adopted.

### Public Comment

You may attend the public hearing listed below, or forward your comments to the Board by mail, e-mail, or fax by **June 23, 2010**.

**By mail:** Rules Coordinator  
Liquor Control Board  
P.O. Box 43080  
Olympia, WA 98504-3080

**By e-mail:**  
[rules@liq.wa.gov](mailto:rules@liq.wa.gov)

**By fax:**  
360-360-664-9689

## **Proposed rule:**

AMENDATORY SECTION (Amending WSR 01-06-015, filed 2/26/01, effective 3/29/01)

**WAC 314-13-030 What method of payment can a retailer use to purchase spirituous liquor from the board?** (1) Per RCW 66.16.040, retailers ~~((must))~~ may pay ~~((cash))~~ for spirituous liquor purchased from the board with any of the following:

(a) Cash;

(b) Establishment owner's personal or business check;

(c) Corporate credit card; or

(d) Licensee or establishment owner's bank debit card.

(2) ~~((For the purposes of this section, a check will be considered cash as long as the check is immediately made good when presented and is not used as a device for obtaining or extending credit. Therefore, state-run))~~ State liquor stores will take certified checks from retailers for the purchase of spirituous liquor, and will take establishment owner's personal or ~~((company))~~ business checks ~~((under the following conditions:-~~

~~((a) Persons or entities that have held a liquor license for less than two years must supply the board a letter of credit from the bank in which the account is held.~~

~~((b) Persons or entities that have held a liquor license for two years or longer must either:-~~

~~(i) Apply and be approved for a check acceptance agreement with the board, on a form provided by the board; or~~

~~(ii) Supply the board a letter of credit from the bank in which the account is held)).~~

(3) Contract liquor stores may ~~((adopt the check acceptance policy outlined in this rule))~~ accept checks at their own discretion.

(4) State liquor stores will accept corporate credit cards or licensee or establishment owner's bank debit cards under the following conditions:

(a) Licensees will provide the store with a current list of employees who have signature rights on a corporate credit card purchase. It is the licensee's responsibility to ensure the list is current.

(b) The credit card sales draft must be signed by a person on the signature rights list.

(c) The signature on the sales draft must match the signature on the signature rights list. If the signature does not match, photo identification will be requested. If the identity of the cardholder cannot be verified, the sale cannot be made unless another form of payment is used.

(d) The credit card sales draft must be signed in the liquor store.

[Statutory Authority: RCW 66.08.030, 66.08.010, 66.16.040. 01-06-015, § 314-13-030, filed 2/26/01, effective 3/29/01.]